





A new combined declaration by the inventors is attached (Exhibit 2) to this petition.

Assignee SRI International's consent to the correction of inventorship is attached (Exhibit 3).

An Assignment for Application for Patent executed by Steven Mark Eker, and Patrick Denis Lincoln and a Recordal Sheet are also attached (Exhibit 4).

If the Examiner believes that there are any unresolved issues requiring additional information from any inventor in the application, it is requested that the Examiner telephone the undersigned so that appropriate arrangements can be made for resolving such issues as expeditiously as possible.

A check is enclosed to cover the total charge of \$170.00 as (1) payment of the Petition and Amendment to Correct Inventorship Under Rule 1.48(a) and (2) payment for the recording of the additional assignment document. The Commissioner is authorized to charge any other fee necessary to make this Petition timely, or to credit any overpayment to Deposit Account No. 20-0782/SRI/4578-2/KWT.

Respectfully submitted,

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JAN 21 2004

Technology Center 2100

KIN-WAH TONG, ESQ  
Registration No. 39,400  
MOSER, PATTERSON & SHERIDAN, L.L.P.  
595 Shrewsbury Avenue  
Shrewsbury, NJ 07702  
Telephone: (732) 530-9404  
Facsimile: (732) 530-9808  
Attorney for Applicant(s)







## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

This declaration is of the following type:

- ☒ original
- ☐ divisional
- ☐ continuation
- ☐ continuation-in-part

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### INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### TITLE OF INVENTION

### MODELING REACTION PATHWAYS

### SPECIFICATION IDENTIFICATION

The specification of which:

- ☐ is attached hereto;
- ☒ was filed on January 23, 2002, under Serial No. 10/055,775, executed on even date herewith; or
- ☐ Express Mail No. \_\_\_\_\_ (Serial No. not yet known) and was amended on \_\_\_\_\_ (if applicable)
- ☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_.

### ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56, and which is material to the examination of this application; namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and

- ☐ In compliance with this duty there is attached an Information Disclosure Statement in accordance with 37 CFR §1.98.

### PRIORITY CLAIM (35 U.S.C. § 119)

I hereby claim foreign priority benefits under Title 35, United States Code, 119, of any provisional or foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below, and have also identified below any provisional or foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least

one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

☐ No such applications have been filed.

☒ Such applications have been filed as follows:

**A. Prior foreign/PCT application(s) filed within 12 mos. (6 mos. for design) prior to this application, and any priority claims under 35 U.S.C. § 119**

<u>Country/PCT</u>	<u>Application No</u>	<u>Date Filed</u>	<u>Priority Claimed</u>
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

**B. All foreign application(s), if any, filed more than 12 mos. (6 mos for design) prior to this U.S. application**

Country:  
Application No:  
Filing date:

**C. U.S. Provisional Application filed within 12 months prior to this application**

<u>Serial No.</u>	<u>Filing Date</u>

**PRIORITY CLAIM (35 U.S.C. §120)**

I hereby claim the benefit under Title 35, United States Code, Section 120, of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information that is material to the examination of this application (namely, information where there is substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

☐ No such applications have been filed

☒ Such application have been filed, as follows:

<u>Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
		<u>Patented Pending</u> <u>Abandoned</u>

**POWER OF ATTORNEY**

As a named inventor, I hereby appoint:

Raymond R. Moser Jr. (Reg. No. 34,682);  
Kin-Wah Tong (Reg. No. 39,400);  
Robert Brush (Reg. No. 45,710);  
Frank Tolin (Reg. No. 50,765);  
Edward E. Davis (Reg. No. 35,112); and  
John Kelly (Reg. No. 33,920)



as my attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office in connection therewith.

**Send correspondence to:**

Moser, Patterson & Sheridan, LLP  
595 Shrewsbury Avenue-Suite 100  
Shrewsbury, New Jersey 07702

**Direct telephone calls to:**

Kin-Wah Tong  
(732) 530-9404

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JAN 21 2004

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**DECLARATION**

*I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.*

**Full name of sole or first inventor: Steven Mark Eker****Inventor's signature:** S. Eker**Date:** 10/14/03**Residence:**

723 Marsh Road, Apt #11  
Menlo Park, CA 94025

**Post Office Address:**

same as above

**Country of Citizenship:**

United Kingdom

**Full name of second inventor:****Patrick Denis Lincoln****Inventor's signature:** [Signature]**Date:** 01/13/2003**Residence:**

160 Sunrise Drive  
Woodside, CA 94062

**Post Office Address:**

same as above

**Country of Citizenship:**

U.S.A.

**Full name of third inventor:****Peter D. Karp****Inventor's signature:** Peter D Karp**Date:** 10/29/2003**Residence:**

520 Warren Road  
San Mateo, CA 94402

**Post Office Address:**

same as above

**Country of Citizenship:**

U.S.A.

**Full name of fourth inventor:****Pedro Romero****Inventor's signature:** [Signature]**Date:** 11/6/2003**Residence:**

7268 Lakeside Woods Drive  
Indianapolis, IN 46278

**Post Office Address:**

same as above

**Country of Citizenship:**

Venezuela







UNITED STATES  
PATENT AND  
TRADEMARK OFFICE

DLF  
RKT

10454-021001

AUGUST 23, 2002

FISH & RICHARDSON P.C.  
DAVID L. FEIGENBAUM  
225 FRANKLIN STREET  
BOSTON, MA 02110-2804

PTAS

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Under Secretary of Commerce For Intellectual Property and  
Director of the United States Patent and Trademark Office  
Washington, DC 20231  
www.uspto.gov

AUG 29 2002

DAVID L. FEIGENBAUM



\*102135006A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/19/2002

REEL/FRAME: 013013/0112  
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

EKER, STEVEN MARK

DOC DATE: 03/28/2002

ASSIGNOR:

LINCOLN, PATRICK DENIS

DOC DATE: 05/29/2002

ASSIGNEE:

SRI INTERNATIONAL, INC.  
333 RAVENSWOOD AVENUE  
MENLO PARK, CALIFORNIA 94025

SERIAL NUMBER: 10055775  
PATENT NUMBER:

FILING DATE: 01/23/2002  
ISSUE DATE:

STEVEN POST, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

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AUG 29 2002

FISH & RICHARDSON, P.C.  
BOSTON OFFICE

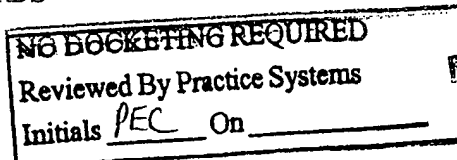


EXHIBIT 4

06-26-2002

Substitute Form PTO-1595  
 Attorney Docket No.: 10454-021001  
 Client's Ref. No.: P4578-1

OFFICE OF PUBLIC RECORDS

2002 JUN 19 PM 12:12

RECORD

P... 102135006



Commissioner for Patents: Please record the attached original document(s) or copy(ies).	
1. Name of conveying party(ies): Steven Mark Eker and Patrick Denis Lincoln Additional name(s) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Name and address of receiving party(ies): SRI International, Inc. 333 Ravenswood Avenue Menlo Park, CA 94025
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other: Execution Date: 03/28/02 and 05/29/02	Additional names/addresses attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4. Application number(s) or patent number(s): If this document is being filed with a new application, the execution date of the application is: A. Patent Application No(s): 10/055,775 B. Patent No(s): Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5. Name/address of party to whom correspondence concerning document should be mailed: DAVID L. FEIGENBAUM Fish & Richardson P.C. 225 Franklin Street Boston, Massachusetts 02110-2804	6. Total number of applications/patents involved: 1 7. Total fee (37 CFR §3.41): \$40 <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to charge Deposit Account. 8. Deposit Account No.: 06-1050 Please apply any additional charges, or any credits, to our Deposit Account No. 06-1050.
DO NOT USE THIS SPACE	
9. Statement and Signature: <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i>  David L. Feigenbaum Reg. No. 30,378 Name of Person Signing  Signature  Date	
Total number of pages including coversheet, attachments and document: 3	

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06/25/2002 RANMED1 00000188 10055775

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## CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner of Patents, Washington, D.C. 20231.

June 13, 2002

Date of Deposit

*Cassandra Beepot*  
 Signature

Cassandra Beepot

Typed Name of Person Signing Certificate

ASSIGNMENT

For valuable consideration, we, STEVEN MARK EKER of Menlo Park, California, and PATRICK DENIS LINCOLN of Woodside, California, hereby assign to SRI International, Inc., a California corporation having a place of business at:

333 Ravenswood Avenue  
Menlo Park, CA 94025; and

its successors and assigns (collectively hereinafter called "the Assignee"), the entire right, title and interest throughout the world in the inventions and improvements which are subject of the following application:

Title	Filed	Serial Number
Modeling Reaction Pathways	January 23, 2002	10/055,775

this assignment including said application, any and all United States and foreign patents, utility models, and design registrations granted for any of said inventions or improvements, and the right to claim priority based on the filing date of said application under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purposes; and we authorize the Assignee to apply in all countries in our name or in its own name for patents, utility models, design registrations and like rights of exclusion and for inventors' certificates for said inventions and improvements; and we agree for ourselves and our respective heirs, legal representatives and assigns, without further compensation to perform such lawful acts and to sign such further applications, assignments, Preliminary Statements and other lawful documents as the Assignee may reasonably request to effectuate fully this assignment.

IN WITNESS WHEREOF, I hereto set my hand and seal at 333 RAVENSWOOD AVE, MENLO PARK, CA  
this 28 day of MARCH, 2002.

S. Eker

L.S.

STEVEN MARK EKER

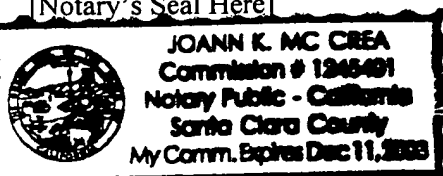
State of CALIFORNIA :  
: ss.  
County of SAN MATEO :

Before me this 28 day of MARCH, 2002, personally appeared STEVEN MARK EKER known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that he executed the same as his free act and deed for the purposes therein contained.

Joann K. Mc Crea  
Notary Public

My Commission Expires: DEC. 11, 2003

[Notary's Seal Here]

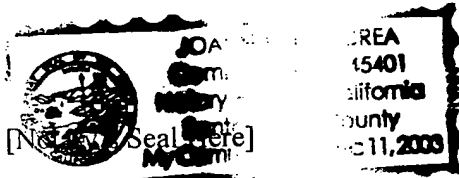


IN WITNESS WHEREOF, I hereto set my hand and seal at 333 RAVENSWOOD AVE., MENLO PARK, CA  
this 29 day of MAY, 2002.

PATRICK DENIS LINCOLN L.S.

State of CALIFORNIA :  
County of SAN MATEO : ss.

Before me this 29 day of MAY, 2002, personally appeared  
PATRICK DENIS LINCOLN known to me to be the person whose name is subscribed to the foregoing  
Assignment and acknowledged that he executed the same as his free act and deed for the purposes therein  
contained.



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Joann K. Mc Crea  
Notary Public  
My Commission Expires: DEC 11, 2003

